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IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION

2005 JUN 23 PM 2:43

THOMAS M. GOULD
CLERK, U.S. DISTRICT COURT
WESTERN DISTRICT OF TN, MEMPHIS

ROBERT R. DI TROLO
CLERK, U.S. DIST. CT
W.D. OF TN, MEMPHIS

UNITED STATES OF AMERICA,

Plaintiff,

Crim. No. 02-20448-D/P

v.

JOHN E. MADISON, SR., and
WILLIEANN D. MADISON,

Defendants.

MOTION GRANTED

DATE: 8/8/2005

Bernice Bouie Donald
BERNICE BOUIE DONALD
U.S. DISTRICT JUDGE

**GOVERNMENT'S UNOPPOSED MOTION FOR CONTINUANCE
OF HEARING ON MOTION TO SET HEARING AND DISPOSE OF PETITION
AND MOTION FILED BY MEMPHIS FIRST COMMUNITY BANK**

COMES NOW the United States of America, by and through Terrell L. Harris, United States Attorney, and Christopher E. Cotten, Assistant United States Attorney for the Western District of Tennessee, and respectfully moves that this Honorable Court continue the hearing on petitioner's Motion to Set Hearing and Dispose of Petition and Motion Filed By Memphis First Community Bank. In support of this motion, the United States would show the following:

1. A hearing on the above-styled motion of petitioner Memphis First Community Bank is currently set for Friday, July 1, 2005 at 9:00 a.m.
2. Undersigned government counsel has the primary responsibility for litigating forfeiture issues in this case, and is in fact the only attorney for the government in this district competent to deal with matters relating to criminal forfeiture.

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3. Government counsel has long been scheduled to be on leave from June 24 through July 5, 2005, and has non-refundable vacation plans for that time period. Government counsel is also currently set to be in trial in Jackson on July 11 and 12, 2005.

4. Government counsel has consulted with Ms. Lori Hackleman Patterson, co-counsel for petitioner Memphis First Community Bank, and petitioner does not oppose the requested continuance, as both of petitioner's counsel will likewise be on vacation on July 1.

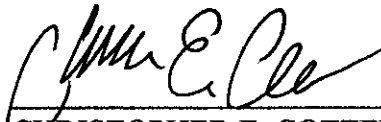
CONCLUSION

For the foregoing reasons, the United States respectfully requests that the instant petition be set for a scheduling conference at which deadlines for discovery and potentially dispositive motions would be set, as well as the date for an ancillary hearing.

Respectfully submitted,

TERRELL L. HARRIS
United States Attorney

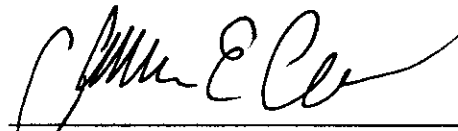
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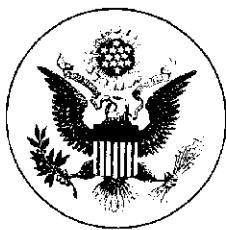

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CERTIFICATE OF SERVICE

I, Christopher E. Cotten, Assistant United States Attorney for the Western District of Tennessee, hereby certify that a copy of the foregoing response has been sent, first class postage pre-paid, to Mr. Allan J. Wade, attorney for the Petitioner.

This 2nd day of June, 2005.


CHRISTOPHER E. COTTEN
Assistant United States Attorney



Notice of Distribution

This notice confirms a copy of the document docketed as number 462 in case 2:02-CR-20448 was distributed by fax, mail, or direct printing on August 12, 2005 to the parties listed.

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Honorable Bernice Donald
US DISTRICT COURT